

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

THE APPLICATION OF NEW PAR, A)
DELAWARE PARTNERSHIP, d.b.a.)
AIRTOUCH CELLULAR, FOR A) CASE NO. 97-180
CERTIFICATE OF PUBLIC)
CONVENIENCE AND NECESSITY)

O R D E R

On September 8, 1997, New Par, d/b/a Airtouch Cellular ("New Par") filed a motion requesting that the intervenors in this matter be required to file, by September 12, 1997, lists of witnesses and brief summaries of those matters to which each witness will testify. New Par also requests that the Commission order the intervenors to file any prefiled testimony by September 16, 1997. As grounds for its motion, New Par cites the Commission's Order of July 21, 1997, requiring it to meet these deadlines. New Par states that it will be at a disadvantage if it alone is required to divulge this information.

First, the Commission notes that the filing of any prefiled testimony at all is, pursuant to the July 21 Order, at New Par's option. Accordingly, it does not appear necessary to enter further Orders on this subject.

However, New Par's motion regarding the filing of witness lists and summaries of matters to which the witnesses will testify is well taken. At the informal conference held on August 19, 1997, intervenors indicated that they would indeed produce witnesses to testify in opposition to the proposed cellular facility. It is therefore appropriate that the identities of those witnesses and the substance of their testimony be provided to the Commission and to other parties in advance of the hearing. However, because the

intervenors may be unable to meet the September 12 deadline, each party to this proceeding, including New Par, which wishes to present witnesses during the hearing on this matter should file, no later than September 16, its witness lists and summaries of matters to which those witnesses will testify.

The Commission being sufficiently advised, IT IS THEREFORE ORDERED that the procedural schedule established in the July 21 Order is modified to the extent that all parties who wish to present witnesses must file a list of witnesses and a brief summary of those matters to which each witness will testify on or before September 16, 1997.

Done at Frankfort, Kentucky, this 10th day of September, 1997.

PUBLIC SERVICE COMMISSION



For the Commission

ATTEST:



Executive Director